

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	17976-0006
	Named Inventor(s)	H ward Bernstein, et al.
	Title	Sustained Rel ase Pharmac utical F rmulati n f r Inhalati n
	Express Mail Label No.	EL 972592364 US

  

<b>APPLICATION ELEMENTS</b>	<b>ADDRESS TO:</b> Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
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1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification <span style="float: right;">Total Pages: 50</span> <ul style="list-style-type: none"> <li>• Descriptive title of the invention</li> <li>• Cross Reference to Related Applications</li> <li>• Statement Regarding Fed sponsored R &amp; D</li> <li>• Reference to sequence listing, a table, or a computer program listing appendix</li> <li>• Background of the Invention</li> <li>• Brief Summary of the Invention</li> <li>• Brief Description of the Drawings <i>(if filed)</i></li> <li>• Detailed Description</li> <li>• Claims(s)</li> <li>• Abstract of the Disclosure</li> </ul> 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) Total Sheets 4 5. Oath or Declaration <span style="float: right;">Total Pages 4</span> a. <input checked="" type="checkbox"/> Unexecuted (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> (i) <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix).	8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identity of above copies 9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & documents(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 16. <input type="checkbox"/> Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. <input type="checkbox"/> Form PTO/SB/35 17. <input checked="" type="checkbox"/> Other: <u>check for \$972.00</u>
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18. If a <b>CONTINUING APPLICATION</b> , check appropriate box and supply the requisite information and in a preliminary amendment, or in an Application Date Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP)    of prior application No: Prior application information: Examiner: _____ Group Art Unit: _____ Recite complete dependency back to first parent application: _____
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19. <b>CORRESPONDENCE ADDRESS:</b>  Kevin W. King, Esq. SUTHERLAND ASBILL & BRENNAN LLP 999 Peachtree Street, NE Atlanta, Georgia 30309-3996 Telephone: 404-853-8068    Facsimile: 404-853-8806 Kevin W. King    Reg. No. 42,737	<b>CUSTOMER NO. 29052</b>
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Date: **September 30, 2003**

PTO/SB/05 (03-01)

22386 U.S. PTO  
 10/675874



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The PTO did not receive the following  
 listed item(s) *Assignment Paper*

**FEE TRANSMITTAL**

Attorney Docket No. 17976-0006

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): Howard Bernstein, et al.

Filing Date: **September 30, 2003**Title: **SUSTAINED RELEASE PHARMACEUTICAL FORMULATION FOR INHALATION**

The filing fee is calculated as shown below:

**1. FILING FEE:**

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$375	375.00	\$750	
<input type="checkbox"/> DESIGN FILING FEE	\$165		\$330	
<input type="checkbox"/> PLANT FILING FEE	\$260		\$520	
<input type="checkbox"/> REISSUE FILING FEE	\$375		\$750	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80		\$160	
SUBTOTAL (1)		\$375.00		\$

**2. CLAIMS:**

SMALL ENTITY					LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	56 - 20 =	36	x 9 =	324.00	x 18 =	
INDEP. CLAIMS	7 - 3 =	4	x 42 =	168.00	x 84 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+140 =		+280 =	
SUBTOTAL (2)				\$492.00		\$

**3. ADDITIONAL FEES:**

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> LATE FILING, FEE OR OATH	\$65	65.00	\$130	
<input type="checkbox"/> NON-ENGLISH SPECIFICATION	\$130		\$130	
<input type="checkbox"/> OTHER:	\$40.00			
SUBTOTAL (3)		\$65.00		\$

**TOTAL FILING FEES: \$932.00**A check is enclosed for the total amount: **\$972.00**☒ Credit any overpayment or charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 19-5029.**SUTHERLAND ASBILL & BRENNAN LLP**999 Peachtree Street, NE  
Atlanta, Georgia 30309-3996  
Telephone: 404-853-8068By: Kevin W. King  
Reg. No. 42,737Date: **September 30, 2003**